IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 288 of 1998

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

MANHARBHAI ISHWARBHAI PATEL

Versus

GORDHANBHAI SHANABHAI BARAIYA

Appearance:

1. Civil Revision Application No. 288 of 1998

MR NS DESAI for Petitioner No. 1-2

RULE SERVED for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 03/03/2004

ORAL JUDGEMENT

Mr.Dharmesh Shah appearing on behalf of Mr.N.S.Desai, learned advocate for the petitioners state that since this Civil Revision Application is filed

against an interlocutory order, the same is not maintainable in view of the amendment in Section 115 of C.P.C., therefore, he wants to withdraw this Revision Application in order to file a Special Civil Application.

2) Permission as prayed for is granted. Accordingly, this Civil Revision Application is disposed of as having been withdrawn. Rule is discharged. No order as to costs.

(P.B.Majmudar,J.)

/malek